

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
NORTHERN DIVISION**

CONNIE RAYBOURN,

Plaintiff,

v.

CORIZON, INC., et al.,

Defendants.

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No. 2:16CV10 PLC

**MEMORANDUM AND ORDER**

Plaintiff, a prisoner, seeks leave to proceed in forma pauperis in this civil action brought pursuant to 42 U.S.C. § 1983. Having reviewed plaintiff's financial information, the Court will assess a partial initial filing fee of \$29.65, which is twenty percent of her average monthly deposit. *See* 28 U.S.C. § 1915(b).<sup>1</sup>

As the Court is simultaneously appointing counsel in this matter, the Court will review plaintiff's pleading at such time as counsel submits an amended complaint. Pursuant to 28 U.S.C. § 1915(e)(2)(B), the Court will review the amended complaint for frivolousness, maliciousness and for failure to state a claim.

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<sup>1</sup> Pursuant to 28 U.S.C. § 1915(b)(1), a prisoner bringing a civil action in forma pauperis is required to pay the full amount of the filing fee. If the prisoner has insufficient funds in his or her prison account to pay the entire fee, the Court must assess and, when funds exist, collect an initial partial filing fee of 20 percent of the greater of (1) the average monthly deposits in the prisoner's account, or (2) the average monthly balance in the prisoner's account for the prior six-month period. After payment of the initial partial filing fee, the prisoner is required to make monthly payments of 20 percent of the preceding month's income credited to the prisoner's account. *See* 28 U.S.C. § 1915(b)(2). The agency having custody of the prisoner will forward these monthly payments to the Clerk of Court each time the amount in the prisoner's account exceeds \$10, until the filing fee is fully paid. *Id.* Plaintiff has submitted an affidavit and a certified copy of her prison account statement for the six-month period immediately preceding the submission of her complaint. A review of plaintiff's account indicates an average monthly deposit of \$148.25, and an average monthly balance of \$18.90.

Accordingly,

**IT IS HEREBY ORDERED** that plaintiff's motion to proceed in forma pauperis [Doc. #2] is **GRANTED**.

**IT IS FURTHER ORDERED** that the plaintiff must pay an initial filing fee of \$29.65 within thirty (30) days of the date of this Order. Plaintiff is instructed to make her remittance payable to "Clerk, United States District Court," and to include upon it: (1) her name; (2) her prison registration number; (3) the case number; and (4) that the remittance is for an original proceeding.

**IT IS FURTHER ORDERED** that after an amended complaint is submitted in this matter, the Court will review the amended pleading pursuant to 28 U.S.C. § 1915(e)(2)(B).



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PATRICIA L. COHEN  
UNITED STATES MAGISTRATE JUDGE

Dated this 6th day of April, 2016